

IN THE  
Court of Appeal of the State of California

IN AND FOR THE  
Fifth Appellate District

**F043132**

**People v. Esquibel**

Counsel having failed to request oral argument in the above-entitled case, oral argument is deemed waived in accordance with the provisions of a notice heretofore mailed to counsel and the cause is submitted.

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**F043132      People v. Esquibel**

The judgment is affirmed.

By the Court.

[NOT TO BE PUBLISHED IN OFFICIAL REPORTS]

**F044854      People v. Martinez**

The judgment is affirmed. Vartabedian, Acting P.J.

We concur: Cornell, J.; Gomes, J.

[NOT TO BE PUBLISHED IN OFFICIAL REPORTS]

**F047057      Miller v. Heine et al.**

Appellant having failed to perform the acts necessary to procure the record after the clerk of the trial court issued notice pursuant to the provisions of rule 8(a)(1), California Rules of Court, IT IS HEREBY ORDERED that the appeal in the above-entitled action is dismissed.

**F044238      Kelly v. Board of Registered Nurses**

The judgment as to the registered nurse license and public health nurse certificate reinstatement and the denial of Kelly's request for reasonable litigation expenses under Code of Civil Procedure section 1028.5 and Government Code section 800, is affirmed. The judgment in so far as it orders the Board to grant Kelly's application for a nurse practitioner's certificate, is reversed, and as to such order, the matter is remanded to the trial court with directions to enter judgment commanding the Board to set aside its order and reconsider the application in light of this court's opinion. The parties shall bear their own costs on appeal. Harris, Acting P.J.

We concur: Wiseman, J.; Gomes, J.

[NOT TO BE PUBLISHED IN OFFICIAL REPORTS]

**F044726      People v. Benitez**

Counsel having failed to request oral argument in the above-entitled case, oral argument is deemed waived in accordance with the provisions of a notice heretofore mailed to counsel and the cause is submitted.

IN THE

Court of Appeal of the State of California

IN AND FOR THE

Fifth Appellate District

**F044726      People v. Benitez**

The judgment is modified to strike the requirement that appellant comply with section 296. As modified, the judgment is affirmed.

By the Court.

[NOT TO BE PUBLISHED IN OFFICIAL REPORTS]

**F044312      People v. Meda**

Counsel having failed to request oral argument in the above-entitled case, oral argument is deemed waived in accordance with the provisions of a notice heretofore mailed to counsel and the cause is submitted.

**F044312      People v. Meda**

The judgment is affirmed.

By the Court.

[NOT TO BE PUBLISHED IN OFFICIAL REPORTS]

**F044291      People v. Navarro**

Appellant's petition for rehearing filed herein is denied.

**F044300      People v. Ortiz**

Oral argument having been waived in the above-entitled case in accordance with the provisions of a notice mailed to counsel, the calendar date heretofore set is vacated and the case is submitted for decision.

**F042248      People v. Rodriguez**

Oral argument having been waived in the above-entitled case in accordance with the provisions of a notice mailed to counsel, the calendar date heretofore set is vacated and the case is submitted for decision.

**F046370      In re Angelica A. et al., a Minor**

Oral argument having been waived in the above-entitled case in accordance with the provisions of a notice mailed to counsel, the calendar date heretofore set is vacated and the case is submitted for decision.